

+State of South Dakota

**EIGHTIETH SESSION
LEGISLATIVE ASSEMBLY, 2005**

668L0497

SENATE APPROPRIATIONS COMMITTEE ENGROSSED NO. **SB 158 - 02/15/2005**

Introduced by: Senators Olson (Ed), Adelstein, Bartling, Duniphan, and Koetzle and
Representatives Buckingham, Dykstra, Haverly, Klaudt, Michels, Murschel,
and Roberts

1 FOR AN ACT ENTITLED, An Act to provide for the certification of distance learning
2 providers.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Terms in this Act mean:

5 (1) "Distance learning," the technology and educational process used to provide
6 instruction when the student and primary instructor are not physically present at the
7 same time or place;

8 (2) "Distance learning provider," a school or organization that provides distance learning
9 courses.

10 Section 2. No distance learning provider may provide courses through distance learning to
11 any student in an accredited elementary or secondary school in this state unless the distance
12 learning provider has a certificate issued by the secretary of the Department of Education
13 authorizing the distance learning provider to provide the courses.



1 Section 3. The South Dakota Board of Education shall promulgate rules pursuant to chapter
2 1-26 establishing the requirements and criteria that an applying entity must meet in order to be
3 issued a distance learning provider's certificate by the secretary of the Department of Education
4 authorizing the entity to provide courses through distance learning.